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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

5 * * *

6 Courtney Motley,

7 Plaintiff,

8 v.

9 Carlos Silva, et al.,

10 Defendants.
11

Case No. 2:24-cv-00735-APG-DJA

Order

12 This matter is before the Court on its review of the docket. Plaintiff's summonses were
13 returned unexecuted on August 1, 2024, indicating that the United States Marshals Service
14 ("USMS") never received Plaintiff's USM-285 forms. (ECF No. 10). Before the service
15 deadline passed on August 26, 2024, Plaintiff moved to a different facility, which may have
16 disrupted his ability to submit his forms. (ECF No. 7, 8, 9). The Court will thus give Plaintiff
17 additional time to submit his USM-285 forms to the USMS and will give Plaintiff additional time
18 to complete service under Federal Rule of Civil Procedure 4(m).
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20 **IT IS THEREFORE ORDERED** that the Clerk of Court is kindly directed to send the
21 following to Plaintiff:

- 22 (1) A copy of this order.
23 (2) A copy of the summons returned unexecuted at ECF No. 10.
24 (3) Three copies of the Form USM-285.

25 **IT IS FURTHER ORDERED** that the Clerk of Court is kindly directed to send the
26 following to the USMS for service:

- 27 (1) A copy of this order.
28 (2) The three summonses issued at ECF No. 5.

1 (3) Three copies of Plaintiff's complaint filed at ECF No. 4.

2 **IT IS FURTHER ORDERED** that Plaintiff shall have until **January 6, 2025**, to send his
3 completed USM-285 forms to the USMS for service.

4 **IT IS FURTHER ORDERED** that Plaintiff shall have until **March 6, 2025**, to
5 accomplish service.

6 **IT IS FURTHER ORDERED** that the Clerk of Court is kindly directed to send a copy of
7 this order to Plaintiff.

8 **IT IS FURTHER ORDERED** that, within twenty-one days after receiving a copy of the
9 Forms USM-285 back from the USMS showing whether service has been accomplished, Plaintiff
10 must file a notice with the Court identifying whether the defendants were served. If Plaintiff
11 wishes to have service again attempted on an unserved defendant, Plaintiff must file a motion
12 with the Court identifying the defendant and specifying a more detailed name and/or address for
13 that defendant or whether some other manner of service should be attempted.

14 **IT IS FURTHER ORDERED** that Plaintiff's failure to comply with this order may
15 result in the recommended dismissal of this case.

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17 DATED: December 6, 2024

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20 DANIEL J. ALBRECHTS
21 UNITED STATES MAGISTRATE JUDGE
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